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Attorneys for Defendants Hargett Materials, Inc.,
Jon Hargett, Tom Martin, Leanne Martin, and
Knights Consulting & Technical Services, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

GST INTERNATIONAL, INC., a Nevada
corporation,

Plaintiff,

v.

TOM MARTIN, an individual; BRANDON
RAPOLLA, an individual; KNIGHTS
CONSULTING & TECHNICAL SERVICES,
INC., a Nevada corporation; LEANNE MARTIN,
an individual; HARGETT MATERIALS, INC., a
Tennessee corporation; JOHN HARGETT, an
individual; and DOES 1 through 50, inclusive;

Defendants.

Case No. 3:21-cv-00285-MMD-CLB

**STIPULATION AND [PROPOSED]
ORDER REGARDING UPCOMING
PRELIMINARY INJUNCTION AND
RESPONSIVE PLEADING
DEADLINES**

WHEREAS, on June 28, 2021, Plaintiff filed its complaint and motion for temporary restraining order and preliminary injunction ("Motion");

WHEREAS, on July 14, 2021, Plaintiff served the summons, complaint, and Motion on Defendant Thomas Martin;

WHEREAS, on July 7, 2021, Plaintiff served the summons, complaint, and Motion on Defendants Hargett Materials, Inc. and Jon Hargett;

WHEREAS, on July 21, 2021, Defendants filed and served their opposition to Plaintiff's Motion;

WHEREAS, on July 28, 2021, the Court inquired with the parties about setting a hearing

1 on Plaintiff's Motion for August 11, 2021 or August 12, 2021 ("Hearing");

2 WHEREAS, Plaintiff has requested, and Defendants have granted, an extension of the
3 deadline for Plaintiff to submit its reply brief in support of its Motion (currently set for July 28,
4 2021, with the stipulated extended deadline being August 4, 2021);

5 WHEREAS, Defendants have requested, and Plaintiff has granted, an extension of the
6 responsive pleading deadline (currently set for July 28, 2021, with the stipulated extended
7 deadline being August 4, 2021);

8 WHEREAS, Plaintiff has requested, and Defendants have agreed, to continue the Hearing;

9 NOW, therefore, the parties STIPULATE and AGREE as follows:

- 10 1. Plaintiff shall have until August 4, 2021 to file and serve its reply brief in support of its
11 Motion;
- 12 2. Defendants shall have until August 4, 2021 to file and serve their answer or other
13 responsive pleading;
- 14 3. The Hearing shall be continued until such date in or after mid-September 2021 that the
15 Court is available.

16 Pursuant to LR IA 6-1, the parties state that this is the first extension of any deadline
17 sought in this case. Good cause exists for this extension, as (1) Plaintiff has indicated that it needs
18 more time to evaluate the arguments set forth in Defendants' opposition to the Motion; (2) lead
19 defense counsel is scheduled to be in a jury trial beginning on August 24, 2021 (which impacts the
20 scheduling of any Hearing continuation); and (3) defense counsel's schedule and workload have
21 not yet permitted counsel to complete Defendants' responsive pleading. Pursuant to LR 26-3, the
22 parties note that this stipulation does not seek an extension of discovery, and no discovery has
23 been conducted due to the current posture of the case. The parties submit this stipulation not for

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purposes of delay, but for the reasons set forth above.

IT IS SO AGREED.

Dated: July 28, 2021

FENNEMORE CRAIG, P.C.

/s/ Shannon S. Pierce

Shannon S. Pierce, Esq. (NV Bar No. 12471)
7800 Rancharrah Parkway
Reno, Nevada 89511

Attorneys for Defendants

Hargett Materials, Inc., Jon Hargett, Tom Martin,
Leanne Martin, and Knights Consulting & Technical
Services, Inc.

Dated: July 28, 2021

WOODBURN AND WEDGE

/s/ Dane W. Anderson

Dane W. Anderson, Esq. (NV Bar No. 6883)
Shay L. Wells, Esq. (NV Bar No. 12130)
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Attorneys for Plaintiff

For good cause based upon the parties' stipulation as set forth above, the parties' stipulation is hereby GRANTED. The hearing on Plaintiff's motion for temporary restraining order and preliminary injunction, ECF No. 6, shall be set for September 21, 2021 at 10am a.m./p.m.

DATED this 30th day of July, 2021.


MIRANDA M. DU
CHIEF U.S. DISTRICT JUDGE

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